

JUDGE J. KELLEY ARNOLD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

JASON C. DODGE,

Plaintiff,

v.

BNSF RAILWAY COMPANY,  
a Delaware corporation and  
Jeffrey D. Beck,  
Ken Iverson,  
Roland Hackney,  
Gary Filcher, and  
Doug Jones, Individually

Defendant.

Case No. C09-5651JKA

**STIPULATION FOR DISMISSAL  
WITH PREJUDICE AND PROPOSED  
ORDER**

IT IS HEREBY STIPULATED by and between the parties hereto, through their respective undersigned attorneys, that the above-captioned cause of action has been settled and should be dismissed with prejudice and without cost or fees to either party.

Dated: 6/28/2010

By: /s/ Karl Frisinger

Karl J. Frisinger, *admitted pro hac vice*  
William G. Jungbauer, *admitted pro hac vice*  
Don C. Aldrich, *admitted pro hac vice*  
745 Kasota Avenue  
Minneapolis, MN 55414  
(612) 333-6371 Fax: (612) 333-3619  
Attorneys for Plaintiff

Stip for Dismissal w/Proposed Order  
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YAEGER, JUNGBAUER &  
BARCZAK, PLC  
745 Kasota Avenue  
Minneapolis, MN 55414  
(612) 333-6371

1 Dated: 6/28/2010

2 By: /s/ Tom Montgomery  
3 Tom Montgomery, WSBA 19998  
4 Jeremy Rogers, WSBA 36292  
5 Montgomery Scarp MacDougall, PLLC  
6 1218 3rd Ave, Ste 2700  
7 Seattle, WA 98101-3237

8 Dated: 6/28/2010

9 By: /s/ Richard Lentini  
10 Richard P. Lentini  
11 Ryan, Swanson & Cleveland, PLLC  
12 1201 Third Avenue, Suite 3400  
13 Seattle, WA 98101-3237

14 **ORDER**

15 Based upon the foregoing stipulation, it is ORDERED that the above-entitled cause is  
16 hereby dismissed with prejudice and without cost or fees to either party.

17 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

18 \_\_\_\_\_  
19 J. Kelly Arnold, U.S. Magistrate Judge

CERTIFICATE OF SERVICE

I am over the age of 18; and not a party to this action. I am an employee of Yaeger, Jungbauer & Barczak, PLC, whose address is 745 Kasota Avenue, Minneapolis, MN 55414.

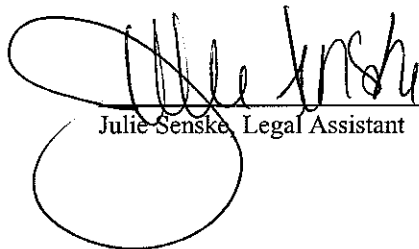
I hereby certify that a true and complete copy of the foregoing STIPULATION AND ORDER FOR DISMISSAL has been filed in the appropriate court and delivered via U. S. Mail to the following interested parties:

Tom Montgomery  
Jeremy Rogers  
Montgomery Scarp MacDougall, PLLC  
1218 3rd Ave, Ste 2700  
Seattle, WA 98101-3237

Richard P. Lentini  
Ryan, Swanson & Cleveland, PLLC  
1201 Third Avenue, Suite 3400  
Seattle, WA 98101-3237

I declare under penalty under the laws of the State of Minnesota that the foregoing information is true and correct.

DATED this 28<sup>th</sup> day of June, 2010, at Minneapolis, Minnesota.

  
Julie Senske, Legal Assistant